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Attorneys for Plaintiff
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CIV. NO. 07-00597 HG/LEK
)	CR. NO. 02-00341-03 HG
Plaintiff,)	
)	UNITED STATES' MOTION FOR
vs.)	EXTENSION TO FILE RESPONSE TO
)	DEFENDANT'S MOTION TO VACATE
ROBERT MALDONADO, JR.,)	SENTENCE UNDER 28 U.S.C. § 2255
)	
Defendant.)	
)	
_____)	

UNITED STATES' MOTION FOR
EXTENSION TO FILE RESPONSE TO DEFENDANT'S
MOTION TO VACATE SENTENCE UNDER 28 U.S.C. § 2255

On December 10, 2007, Defendant Maldonado filed an untimely motion to Vacate, Set Aside or Correct Sentence pursuant to 28 U.S.C. § 2255. The Court directed the United States to file a response on or before January 9, 2008. The United States sought and received an order from the Court finding that the attorney-client relationship had been waived based on the defendant's allegation of ineffective assistance of counsel. The

United States served Defendant Maldonado's trial and appellate counsel with that order and requested their declarations regarding the ineffective assistance of counsel claim. Accordingly, the United States asks the Court for a thirty (30) day extension of time within which to file its response.

DATED: December 31, 2007, at Honolulu, Hawaii.

Respectfully submitted,

EDWARD H. KUBO, JR.
United States Attorney
District of Hawaii

By /s/ Thomas Muehleck
THOMAS MUEHLECK
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that, on the date and by the method of service noted below, a true and correct copy of the foregoing was served on the following at his last known address:

Served by First Class Mail:

Robert R. Maldonado, Jr.
37601-048
USP Victorville, Box 5500
Adelanto, California 92301

/s/ Patricia L. Redondo
